

**COMMONWEALTH OF VIRGINIA  
Department of Environmental Quality  
Southwest Regional Office**

**STATEMENT OF LEGAL AND FACTUAL BASIS**

Albany Industries, Inc.  
Galax Plant  
Galax, Virginia  
Permit No. SWRO10443

Title V of the 1990 Clean Air Act Amendments required each state to develop a permit program to ensure that certain facilities have federal Air Pollution Operating Permits, called Title V Operating Permits. As required by 40 CFR Part 70 and 9 VAC 5 Chapter 80, Albany Industries, Inc., has applied for an administrative amendment to the Title V Operating Permit for the former B.C. Vaughan Plant located on 626 Creekview Drive in Galax, Virginia. The Department reviewed the application and prepared an administrative amendment to the August 24, 2011 renewal of the Title V Operating Permit.

(Amendment Date: November 28, 2011)

Engineer/Permit Contact: \_\_\_\_\_ Date: \_\_\_\_\_  
Mike Gregory  
(276) 676-4834

Air Permit Manager: \_\_\_\_\_ Date: \_\_\_\_\_  
Rob Feagins

Regional Director: \_\_\_\_\_ Date: \_\_\_\_\_  
Dallas R. Sizemore

## **FACILITY INFORMATION**

Permittee  
Albany Industries, Inc.  
626 Creekview Drive  
Galax, VA 24333

Plant ID No. 51-640-00018

### **A. REQUESTED AMENDMENT**

On October 14, 2011, the Southwest Regional Office received a request from Albany Industries, Inc., for an administrative amendment to the Title V permit for Vaughan Furniture Company for a name and ownership change involved with their acquisition of the former B. C. Vaughan furniture manufacturing plant located in Galax, Virginia. Addendum information for the submittal received November 18, 2011, indicated that the vacant and adjacent Chestnut Creek Veneer plant did not change ownership with this acquisition.

### **B. REASON FOR AMENDMENT**

The request is for a name and ownership change for the facility, and also involves a change in the name of the responsible official and contact person for the Title V operating permit. The company submitted the necessary information. The name of the responsible official and contact person is Mark Gosnell, Vice President, East Coast Operations.

### **C. APPLICABILITY OF 9 VAC 5-80-200**

Administrative permit amendment procedures are required for and limited to the following:

1. Correction of typographical or any other error, defect or irregularity which does not substantially affect the permit.

The amendment removed reference to the Chestnut Creek Veneer Plant from the Title V permit, and reference codes for previously associated equipment, some of which has always been included in this Title V permit. These Title V permit provisions for veneer plant equipment have also been removed, where there are no underlying NSR permit requirements for them.

2. Identification of a change in the name, address, or phone number of any person identified in the permit, or of a similar minor administrative change at the source.

The amendment does pertain to a change in the name of the responsible official for the Title V operating permit.

3. Requirement for more frequent monitoring or reporting by the permittee.

The amendment does not pertain to more frequent monitoring or reporting.

4. Change in ownership or operational control of a source where the board determines that no other change in the permit is necessary, provided that a written agreement containing a specific date for transfer of permit responsibility, coverage, and liability between the current and new permittee has been submitted to the board and the requirements of 9 VAC 5-80-160 have been fulfilled.

The amendment does pertain to a change in ownership or operational control of the source.

5. Incorporation into the permit of the requirements of permits issued under the new source review program when the new source review program meets (i) procedural requirements substantially equivalent to the requirements of 9 VAC 5-80-270 and 9 VAC 5-80-290 that would be applicable to the change if it were subject to review as a permit modification, and (ii) compliance requirements substantially equivalent to those contained in 9 VAC 5-80-110.

The amendment does not pertain to the incorporation of requirements of permits issued under the new source review program.

6. Change in the enforceability status from state-only requirements to federally enforceable requirements for provisions that have been approved through rulemaking by the administrator to be part of the implementation plan.

The amendment does not change the enforceability status from state-only requirements to federally enforceable requirements for provisions that have been approved through rulemaking by the administrator to be part of the implementation plan.

#### **D. CHANGES TO TITLE V OPERATING PERMIT**

The name and ownership change, change of the name of the responsible official and contact person, and removal of references to the Chestnut Creek Veneer Plant, will be incorporated into the Title V permit. As required by 9 VAC 5-80-200 A.2, the revision will be designated in the permit amendment as having been made pursuant to 9 VAC 5-80-200.

#### **E. PUBLIC PARTICIPATION**

As required by 9 VAC 5-80-200 B.2, administrative amendments shall be incorporated into the permit without providing notice to the public or affected states. Therefore, a public notice is not required.

As required by 9 VAC 5-80-200 B.3, a copy of the revised permit will be submitted to the United States Environmental Protection Agency.